



PATENT
Customer No. 22,852
Attorney Docket No. 06530.0288-01000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
Charles PUGSLEY et al.) Group Art Unit: 3763
Application No.: 10/706,965) Examiner: C. Koharski
Filed: November 14, 2003) Notice of Allowance Dated:
For: TISSUE PATCHES AND) April 29, 2008
RELATED DELIVERY SYSTEMS) Confirmation No.: 7789
AND METHODS)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Applicants thank the Examiner for the Notice of Allowance and Statement of Reasons for Allowance mailed on April 29, 2008. Without withdrawing allowed claims 25-36 and 46 from issue, Applicants submit these comments.

The Examiner made characterizations and assertions about the claims and the related prior art in the Statement of Reasons for Allowance. Although Applicants agree with the Examiner's ultimate conclusions that the claims are patentable because the prior art does not teach or suggest the features set forth in the claims, Applicants do not necessarily agree with each or every characterization and assertion contained in the Examiner's statement.

Furthermore, it is understood that the Examiner's characterizations were for purposes of referring to the prior art, and do not in any way imply that the claims are

limited by words not actually present in the claims. Therefore, unless expressly noted otherwise, Applicants decline to subscribe to any statement or characterization contained in the Notice of Allowance and its accompanying Statement of Reasons for Allowance.

Should the Examiner disagree with the Applicants' comments on the Reasons for Allowance, the Examiner is invited to contact the undersigned at 202.408.4140, in order to resolve such disagreement.

If there are any fees due in connection with the filing of this paper, please charge the fees to Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: July 10, 2008

By:


Leslie I. Bookoff
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